

Chapter 8.40 ENFORCEMENT AND PENALTIES

Sections:

8.40.010 Violation of title – Penalties.

8.40.020 Issuance of citations.

8.40.030 Violation—Procedure for court orders.

8.40.040 Pick up orders.

8.40.050 Director conference.

8.40.010 Violation of title—Penalties.

Any person who violates any mandate or prohibition contained in this title shall be penalized according to the provisions of this title or the provisions of section 1.08.020 of this code.

8.40.020 Issuance of citations.

An animal control officer is authorized to issue a criminal citation to any person upon a charge of violating any provisions of this title. The form of the citation, and proceedings to be handled upon the basis of the citation, shall conform to the provisions of applicable law.

8.40.030 Violation—Procedure for court orders.

Unless modified by the court, court orders pursuant to this title shall be obtained according to the following minimum notice and procedure:

A. The director shall petition the court for the desired action; and

B. The petition for the action, together with supporting affidavits, shall be served on the party against whom the action is taken at least five days prior to the hearing.

8.40.040 Pick up orders.

The director may petition the court for a “pick up order” for an animal within the premises of and/or under the control of a person who is in violation of this title. This section may be used for, but is not limited to, picking up of animals pursued but not captured by an animal control officer,

nuisance animals or for any other violation of this title.

8.40.050 Director conference.

In a director conference, the party shall be permitted to testify and present evidence, and comment on the issues. Discovery shall be limited. Intervention by a third party is prohibited. No recording will be made of the conference. The conference will be private and not open to the public. The director may vacate, modify or affirm the findings and correction ordered by the animal control officer in accordance with state statute or this title.